IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE NINETEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 21702 of 2000

Between:

K.Ramachari s/o Sri Venkatasuryachandra

Prasad, Hindu, age 40 years,

R/o B.Sringavaram,Ankannagudem(PO)

Pedavegi Mandal, West Godavari Dist.

..... PETITIONER

AND

1. The State Transport Appellate Tribunal,

A.P.Rep.by its Presiding Officer,

City Civil Court Buildings, Hyderabad

2. The Regional Transport Authority,

Krishna District Rep.by its Secretary,

Viojayawada.

3. The A.P.S.R.T.C.rep.by its Managing Director

Musheerabad, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the

circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction, particularly one in the nature of Writ of Mandamus, declaring the action of the first respondent in entertaining the R.P.No.84 of 1999 filed by the third respondent is without jurisdiction, illegal and improper with a direction to the first respondent to dismiss the R.P.No.84 of 1999.

Counsel for the Petitioner: MR.T.VENKATA RAMANA

Counsel for the Respondent No.1 and 2: GP FOR TRANSPORT

Counsel for the Respondent No.3: Mr K.Harinath

The Court made the following:

ORDER:

Heard both the learned counsel.

The substantive R.P.No. 84 of 1999 is filed by the third respondent-APSRTC represented by its Managing Director, Mushserabad, Hyderabad on the file of first respondent-The State Transport Appellate Tribunal, A.P., represented by its Presiding Officer, City Civil Court Buildings, Hyderabad. The only ground raised by the petitioner in this Writ Petition is that the respondent No.3-corporation has no locus standi to file the above R.P., which request as well be urged before the said tribunal and the same can be considered on merits by the Tribunal.

Having regard to the same, I do not find any reason to entertain the Writ Petition. Accordingly, the Writ Petition is dismissed with liberty to the petitioner to raise all such objections before the Tribunal including the maintainability, which will be considered on merits and disposed of by the Tribunal.

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19-07-2004

To

1. The Presiding Officer,The State Transport Appellate Tribunal,AP

City Civil Court Buildings, Hyderabad

2. The Secretary, The Regional Transport Authority,

Krishna District Vijayawada.

3. The Managing Director, APSRTC, Musheerabad, Hyderabad.

4. 2 CC copies toGP for Transport, High Court Buildings,Hyd.(OUT)

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